

Remarks/Arguments:

Claim Rejection – 35 USC §102

Claims 1 and 2 were rejected under 35 USC §102 (e) as being anticipated by Published Patent Application 20040145196 issued to Katz. Applicant respectfully disagrees that the Katz' published application discloses a firearm carrier having a single strand of wire bent to form two saddles.

Claims 1-3 were rejected under 35 USC §102 (b) as being anticipated by U.S. Patent 2705988 issued to Schulte. Applicant respectfully disagrees and asserts that Schulte does not disclose a firearm carrier having an open and closed position with a single strand of wire bent to form two saddles to grip and support a firearm with an open section removeably attached to the handle and with the handle having a longitudinal slot to receive the straight-line section of the wire to provide a closed position. Nevertheless, claims 1-3 are being cancelled.

Allowable Subject Matter

It is noted that Claims 8 and 9 as presented are allowed. Claims 4-7 are objected to as being dependant upon a rejected base claim and that these claims would be allowable if rewritten in independent form, including all of the limitations of the base claim and any intervening claims. In response to this objection, Applicant has amended claims 4-7 so that claim 4 is written in independent form and includes all of the limitations of claims 1-3.

Claims 5, 6 and 7 remain dependent upon claim 4 which is now independent and allowable.

Prior Art Submitted on PTO-892

The cited art has been considered and it is submitted that none of this art taken individually or in combination renders the claims, as amended, unpatentable.

Allowance of this application, in view of rewriting the objected claims in independent form, is requested. It is respectfully requested that this application be allowed and passed to issue.

Date: December 15, 2005

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Edwin L. Hartz', with a long horizontal flourish extending to the right.

Edwin L. Hartz
Registration Number 24166
Attorney for Applicant
(970) 256-9570

619 Main Street, Suite 115
Grand Junction, CO 81501
edhartz@bresnan.net